

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C., UNITED STATES OF AMERICA

In re Application of:

Applicant(s): CHARLES P. WEIMER, JR.

Serial No.: 10/799,967

Filing Date: MARCH 12, 2004

Entitled: STACKABLE SHIPPING AND DISPLAY BOX

Examiner: ELKINS, GARY E.

Our File Ref.: IPK-027937-US

Group Art Unit: 3727

### INFORMATION DISCLOSURE STATEMENT SUBMITTED PERSUANT TO 37 C.F.R. 1.97(c)(2) AND AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

Commissioner for Patents United States Patent and Trademark Office Post Office Box 1450 Alexandria, Virginia 22313-1450

#### Dear Commissioner:

In accordance with the duty of disclosure under 37 C.F.R. 1.56, Applicant(s) hereby notifies the U.S. Patent and Trademark Office of certain documents which the Examiner might deem relevant to the issue of patentability of the claims pending in the above-referenced patent application. Enclosed herewith please find Form PTO/SB/08, Information Disclosure Statement by Applicant, \_\_\_\_1 sheet(s), and a copy of each reference cited thereon.

This Information Disclosure Statement is filed after the period specified in 37 C.F.R.

1.97(b) but before the mailing date of a final action under 37 C.F.R. 1.113 and before the mailing of a notice of allowance under 37 C.F.R. 1.311 and before the mailing of an action that otherwise closes prosecution of the above-referenced patent application.

The undersigned counsel hereby authorizes the Office to charge counsel's deposit

account no. <u>09-0525</u> in the amount of <u>180.00</u>, that being the fee required under 37 07/21/2005 2937921 00000003 0900005 10795357

Serial No. 10/799,967 Our Ref. IPK-027937-US

C.F.R. 1.17(p), plus any deficiency, and authorizes the Office to credit back to said deposit account any overpayment made hereby. Applicant(s) respectfully requests pursuant to 37

C.F.R. 1.97(c)(2) that the Examiner considers each of the references disclosed herewith.

The submission of the documents enclosed herewith is not intended as an admission that such documents constitute prior art under Title 35 of the United States Code, as against the claims of the above-referenced patent application. Applicant(s) does not waive any right to take action that would be appropriate to antedate or otherwise overcome the use of any document submitted herewith as prior art under Title 35 of the United States Code.

Applicant(s) respectfully requests that the Examiner initial each of the references listed on the attached Form PTO/SB/08 and return same to the undersigned attorney in accordance with MPEP 609.

Should the Examiner have any questions relating to the submission of the within Information Disclosure Statement or relating to the copies submitted therewith, Applicant(s) respectfully request that the Examiner contact the undersigned counsel, who can be reached at the telephone numbers listed below.

Date:

July 18, 2006

homas W. Barnes III, Reg. 52,595

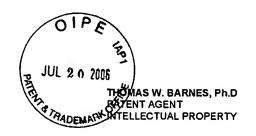
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July 18, 2006 Commissioner for Patents Alexandria, Virginia 22313-1450 SUBMISSION OF INFORMATION DISCLOSURE STATEMENT RE: Applicant: CHARLES P. WEIMER, JR. Serial No. : 10/799,967 Filed on : MARCH 12, 2004 : STACKABLE SHIPPING AND DISPLAY BOX Title : IPK-027937-US Our Ref. Dear Commissioner: Enclosed herewith for filing, Applicant(s) respectfully submit(s) the following checked items: Information Disclosure Statement by Applicant(s), \_\_\_\_\_ sheet(s), to which Form PTO/SB/08, \_\_ \_\_\_\_ sheet(s), has been attached along with a copy of each reference(s) cited thereon; Supplemental Information Disclosure Statement by Applicant(s), 2 sheet(s), to which Form PTO/SB/08, \_\_\_\_ sheet(s), has been attached along with a copy of each reference(s) cited thereon; and, × a postage-prepaid, return-receipt postcard with a listing of the above-checked items. Please stamp the enclosed postcard and return same to me to indicate your receipt of the above-listed items. Please feel free to contact me if you have any questions concerning the above or the enclosed.

With kindest regards,

T*h*om<del>as</del> W. Barnes Agent for Applicant(s) - 52585

**Enclosures** TWB/ jat

#### CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 C.F.R. 6 1.8

The undersigned hereby certifies that a true and accurate copy of the documents checked hereon, together with all attachments referred to herein, is being transmitted to the Honorable Commissioner for Patents, either by first-class mail, postage prepaid, addressed to Commissioner for Patents, Post Office Box 1450, Alexandra, Virginia 22313-1450, or by facsimile transmission to the facsimile number indicated hereon, on this the 18TH day of July 20 06

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the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number,

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/799,967	-	
Filing Date	MARCH 12, 2004		
First Named Inventor	CHARLES P. WEIMER JR		
Art Unit	3727		
Examiner Name	ELKINS, GARY E.		
Attorney Docket Number	IPK-027937-US		

			U. S. PATENT D	OCUMENTS	
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (# known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
	Α	<sup>US-</sup> 2,299,812	10-27-1942		
	В	<sup>US-</sup> 2,955,707	10-11-1960		
	С	US- 4,272,008	06-09-1981		
	D	<sup>US-</sup> 2005/090171	09-29-2005		
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	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known)	MM-DD-YYYY	Applicant of Oited Document	Or Relevant Figures Appear	1
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	F2	NL 94977 C (english)	08-15-1960			
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Examiner	Date	
Signature	Consi	dered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.